| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | ATTORNEY'S DOCKET NUMBER 15682-018US1 OSP-19532-H103-428US01 |
|---|---|
| | U.S. APPLICATION NO. (known) (see 37 C.F.R. 1.5) |

| INTERNATIONAL APPLICATION NO. PCT/JP2004/012785 | INTERNATIONAL FILING DATE 27 August 2004 | PRIORITY DATE CLAIMED 28 August 2003 |
|---|---|---|

**TITLE OF INVENTION**
Acoustic Vibration Analyzing Apparatus and Acoustic Vibration Analyzing Method, Program For Analyzing Acoustic Vibration, And Recording Medium, Readable by Computer, On Which Program For Analyzing Acoustic Vibration Is Stored

**APPLICANT(S) FOR DO/EO/US**
Takaaki Nakamura

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.

2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.

3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.

4. ☒ The US has been elected (Article 31).

5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
   a. ☐ is attached hereto (required only if not communicated by the International Bureau).
   b. ☒ has been communicated by the International Bureau.
   c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
   a. ☒ is attached hereto.
   b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
   a. ☐ are attached hereto (required only if not communicated by the International Bureau).
   b. ☐ have been communicated by the International Bureau.
   c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
   d. ☒ have not been made and will not be made.

8. ☐ An English language translation of amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).

10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.

12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.

13. ☐ A preliminary amendment.

14. ☐ An Application Data Sheet under 37 C.F.R. 1.76.

15. ☐ A substitute specification.

16. ☐ A power of attorney and/or change of address letter.

17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825.

18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).

19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

| CERTIFICATE OF MAILING BY EXPRESS MAIL |  |
|---|---|
| Express Mail Label No. | ET931348413US |
| Date of Deposit: | February 10, 2006 |

SUBSTITUTE PTO-1390

| U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) | INTERNATIONAL APPLICATION NO. | ATTORNEY'S DOCKET NUMBER |
|---|---|---|
| **10/567996** | | 15682-018US1 |

20. Other items or information:
    International Search Report; Application Cover Sheet; Form PTO-1449; 10 references; Front cover of WO 2005/022095

| The following fees have been submitted | CALCULATIONS | PTO USE ONLY |
|---|---|---|
| 21. ☒  Basic national fee (37 CFR 1.192(a)) ................................................................$300 | $300.00 | |
| 22. ☒  Examination fee (37 CFR 1.492(c))<br>If the written opinion prepared by ISA/US or the international preliminary examination report prepared<br>  by the IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..............$0<br>All other situations .................................................................................................$200 | $200.00 | |
| 23. ☒  Search fee (37 CFR 1.92(b))<br>If the written opinion of the ISA/US or the international preliminary examination report prepared by<br>  IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..................$0<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an<br>  International Searching Authority .....................................................................$100<br>International Search Report prepared by an ISA other than the US and provided to the Office or<br>  previously communicated to the US by the IB ...........................................$400<br>All other situations ...............................................................................................$500 | $400.00 | |
| **Total of 21, 22 and 23 =** | $900.00 | |

| ☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing filed in an electronic medium) (37 CFR 1.492(j)). The fee is $250 for each additional 50 sheets of paper or fraction thereof. | | | | |
|---|---|---|---|---|

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | |
|---|---|---|---|---|
| 44-100 = | 0/50= | 0 | X $250 | $0.00 |

| Surcharge of $130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 C.F.R. 1.492(h)). | $0.00 | |
|---|---|---|

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
|---|---|---|---|---|---|
| Total Claims | 9 - 20 = | 0 | x $50 | $0.00 | |
| Independent Claims | 4 - 3 = | 1 | x $200 | $200.00 | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + $360 | $0.00 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | $1,100.00 | |
| ☐ Applicant claims small entity status. See 37 C.F.R. 1.27. Fees above are reduced by 1/2. | | | | $0.00 | |
| SUBTOTAL = | | | | $1,100.00 | |

| Processing fee of $130 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 C.F.R. 1.492(i))                                                    + | $0.00 | |
|---|---|---|
| TOTAL NATIONAL FEE = | $0.00 | |

| Fee for recording the enclosed assignment (37 C.F.R. 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). $40.00 per property                   + | $40.00 | |
|---|---|---|
| TOTAL FEES ENCLOSED = | $1,140.00 | |

| | Amount to be refunded: | $0.00 |
|---|---|---|
| | Amount to be charged: | $0.00 |

a. ☒ A check in the amount of $1,140.00 to cover the above fees is enclosed.    **IAP20 Rec'd PCT/PTO 10 FEB 2006**

b. ☐ Please charge my Deposit Account No. 06-1050 in the amount of $0.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1050. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

        PTO Customer No:     26211

_____
SIGNATURE

Samuel Borodach
_____
NAME

38,388
_____
REGISTRATION NUMBER

30267073.doc